

**From:** [Craig Pendergrast](#)  
**To:** [Werner, Robert](#)  
**Cc:** [Dudley Tarlton](#); [Doug Hall](#)  
**Subject:** USEPA/CES Environmental Services/Transmontaigne Product Services: response to EPA general notice letter  
**Date:** Friday, January 08, 2016 2:49:45 PM  
**Attachments:** [removed.txt](#)

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Mr. Werner, thanks for taking the time to speak with me on or about December 21, 2015 and today. This will confirm that I represent TransMontaigne Product Services, LLC, which was the recipient of a February 27, 2015 general notice letter from your office at USEPA Region 6 concerning the CES Environmental Services site and EPA's response action. The TransMontaigne response to your notice letter slipped between the cracks until recently. Please consider this email to be a statement of its interest in participating in settlement discussions with EPA with respect to recovery of EPA response costs. We await further contact from EPA in these regards. In expressing its willingness to participate in settlement discussions with EPA, TransMontaigne should not be deemed to admit any liability to EPA, and it reserves all defenses to such claims, including a defense based on the petroleum exclusion found in CERCLA.

Yours, Craig Pendergrast



**Craig K. Pendergrast**

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\*\*\*\*\* ATTACHMENT REMOVED  
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